

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF TEXAS  
FORT WORTH DIVISION**

**BEN E. KEITH, CO. d/b/a  
BEN E. KEITH FOODS,**

*Plaintiff/Counterclaim Defendant*

v.

**DINING ALLIANCE, INC.,  
BUYERS EDGE PLATFORM, LLC and  
CONSOLIDATED CONCEPTS, LLC,**

*Defendants/Counterclaim Plaintiff*

v.

**FOODBUY, LLC,**

*Counterclaim Defendant/  
Counterclaim Plaintiff*

**Civil Action No. 4:20-cv-00133-A**

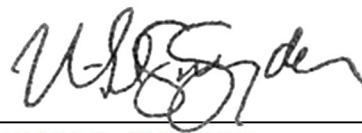
**FOODBUY LLC'S NOTICE OF WITHDRAW OF POSSIBLE USE OF VIDEO OR  
AUDIO RECORDING AT TRIAL OTHER THAN VIDEOTAPED DEPOSITION**

Counterclaim Defendant/Counterclaim Plaintiff Foodbuy, LLC (“Foodbuy”) respectfully withdraws its notice as stated in ECF Document No. 200, and submits this Notice to advise the Court that Foodbuy no longer intends to use at trial any video or audio recordings, other than videotaped depositions.

Dated: January 14, 2022

Respectfully submitted,

By:



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**ATTORNEYS FOR COUNTERCLAIM  
DEFENDANT FOODBUY, LLC**

**CERTIFICATE OF SERVICE**

On this 14<sup>th</sup> day of January 2022, I electronically submitted the foregoing document with the clerk of court for the U.S. District Court Northern District of Texas, using the electronic case filing system of the court. I hereby certify that I have served all counsel of record electronically or by another manner authorized by Federal Rule of Civil Procedure 5(b)(2).



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William S. Snyder